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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/602, 027	06/27/00	HENDRICKSON	W 50950/JPW/EM

HM12/0802

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EXAMINER

SHEINBERG, M

ART UNIT	PAPER NUMBER
1631	10

DATE MAILED: 08/02/01

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

10

DATE MAILED:

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**Commissioner of Patents and Trademarks****Non-Compliance with Sequence Compliance Rules.**

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR § 1.821 (a) (1) and (a) (2). However, this application fails to comply with the requirements of 37 CFR § 1.821 through 1.825 because there is a lack of sequence identifiers (SEQ ID NO: X). It is noted that sequences which fall under the above sequence rules are present in the Figures. In such situations the SEQ ID NOs are not required in the Figures per se, but rather the SEQ ID NOs for the sequences in each Figure may be amended into the Brief Description of the Figures section in the specification. In addition, please include sequence identifiers within the specification where needed. The sequences within the CFR are not described within the specification as to what they correlate to, and thus can not be properly examined. Please provide a description of the sequences submitted. Applicant is required to complete the response within a time limit of one month from the date of this letter or as extended as follows. AN EXTENSION OF THIS TIME LIMIT MAY BE GRANTED UNDER EITHER 37 CFR § 1.136 (a) OR (b) UP TO A MAXIMUM OF SIX MONTHS.

**Species Election:**

It is noted that the CRF provided contains more than one sequence. Each sequence is patentably distinct because they are unrelated sequences, and a further restriction is applied to each of the groups of the Restriction Election, Paper No. 8, 7 May 2001. For an elected Group drawn to amino acid sequences, the Applicant(s) must further elect a single amino acid sequence. The Applicant elected group IV, a method for designing a compound concerning the use of a polypeptide sequence.

It has been determined that 1(ONE) sequence constitutes a reasonable number for examination purposes under the present conditions. At present the huge number of submissions of claims directed to various sequences, such as nucleic acids or polypeptides, is so large that the election of 1 (one) sequence of this type is now deemed to be practically appropriate so as to not overwhelm the examination and search processes for such claims.

Examination will be restricted to only the elected sequence.

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993) (See 37 CFR § 1.6(d)). The CMI Fax Center number is either (703) 308-4242, or (703) 308-4028.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Monika B. Sheinberg, whose telephone number is (703) 306-0511. The examiner can normally be reached on Monday-Friday from 8 A.M. to 5 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, Ph.D., can be reached on (703) 308-4028.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to Patent Analyst, Tina Plunkett, whose telephone number is (703) 305-3524, or to the Technical Center receptionist whose telephone number is (703) 308-0196.

July 23, 2001  
Monika B. Sheinberg

*MBS*

*Ardin H. Marschel*  
ARDIN H. MARSCHEL  
PRIMARY EXAMINER